

IN THE UNITED STATES PATENT AND TRADEMARK OFFICI

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In re the application of: Allan Balmain and

Jingde Zhu

Serial No.: 09/051159

Filed: January 13, 1999

For: Antitumor Vector Constructs and Methods

Attorney Docket No.: CCI-005US

Commissioner for Patents

BOX RCE

Washington, DC 20231

Group Art Unit: 1632

Examiner: P. Brunovskis, Ph.D.

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October 7, 2002

Date of Signature and of Mail Deposit

By:

Reg. No. 31,503

For Cynthia L. Kanik, Ph.D

Reg. No. 37,320

Attorney for Applicants

AMENDMENT AND RESPONSE

Dear Sir:

In lieu of an Appeal Brief, Applicants submit the following Amendment and Response to address the rejections set forth in the Final Office Action dated November 7, 2001 (Paper No.

19). A separate petition for the appropriate extension of time in which to file a brief, as well as a Request for Continuing Examination (RCE) are being filed concurrently herewith.

Please amend the application as follows: